

**United States Court of Appeals
FOR THE EIGHTH CIRCUIT**

No. 05-2635

Bobby F. McReynolds,

Appellant,

v.

Randy Johnson, Sheriff, Pulaski
County; Randy Morgan, Jail
Administrator, Pulaski County Jail;
Maximum Health Care Service; Carl
Johnson, Dr., Pulaski County Jail;
Sarah Speer, Nurse, Pulaski County
Jail, originally sued as Carol
Spheres; Pulaski County Jail;
Glenda Moore, Sgt., originally sued as
Moore; James Bozeman, Officer,
originally sued as Bozeman; Derek
Grist, Officer, originally sued as
Grist; Jane Does, 3 Nurses employed
by Maximum Health Care,

Appellees.

Appeal from the United States
District Court for the
Eastern District of Arkansas.

[UNPUBLISHED]

Bobby F. McReynolds,

Appellant,

v.

Randy Johnson, Sheriff, Pulaski
County Jail; Randy Morgan, Jail

Administrator, Pulaski County Jail,

Appellees.

*
*
*

Submitted: July 20, 2006
Filed: August 3, 2006

Before BYE, MAGILL, and BENTON, Circuit Judges.

PER CURIAM.

Arkansas prisoner Bobby McReynolds appeals the district court's¹ order dismissing his 42 U.S.C. § 1983 action after a pretrial evidentiary hearing. McReynolds claimed that defendants showed deliberate indifference to his medical needs by neglecting to schedule and take him to a post-hernia-surgery follow-up appointment, and by placing him on a top bunk after his surgery contrary to medical orders for a lower bunk assignment. In dismissing McReynolds's complaint, the court relied in part on the absence of harm caused by the missed appointment, and on McReynolds's failure to show that any defendant was personally responsible for any unconstitutional action. Following careful review, see Johnson v. Bi-State Justice Ctr., 12 F.3d 133, 135-36 (8th Cir. 1993) (standard of review), we affirm. See 8th Cir. R. 47B.

¹The Honorable H. David Young, United States Magistrate Judge for the Eastern District of Arkansas, to whom the case was referred for final disposition by consent of the parties pursuant to 28 U.S.C. § 636(c).